

DOCKETED
USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

MAR -7 P3:13

ATOMIC SAFETY AND LICENSING APPEAL BOARD

OFFICE OF SECRETARY
OF ENERGY
REGULATING & SERVICE
BRANCH

Administrative Judges:

Alan S. Rosenthal, Chairman
Dr. W. Reed Johnson
Howard A. Wilber

March 7, 1986

SERVED MAR -7 1986

In the Matter of)
)
CLEVELAND ELECTRIC ILLUMINATING)
COMPANY, ET AL.)
)
(Perry Nuclear Power Plant,)
Units 1 and 2))

Docket Nos. 50-440 OL
50-441 OL

ORDER

On February 25, 1986, the applicants filed their response to the motion of intervenor Ohio Citizens for Responsible Energy to reopen the record on the question of the adequacy of the seismic design of the Perry nuclear facility.¹ A number of attachments accompanied the response.

An examination of Attachment 5 has disclosed that several of the figures included in it are unacceptable. More specifically:

Figures 5, 6, 7, 8, 9, 10, 11, 12, 38 and 39 are unintelligible in significant part.

Figures 26, 27 and 28 have legends which, at least in part, are unintelligible.

¹ Applicants' Answer to OCRE Motion to Reopen the Record and to Submit a New Contention.

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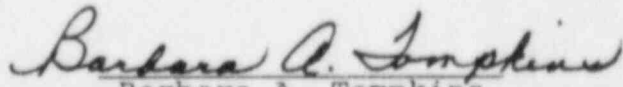
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Figures 35, 36 and 37 have no identifying legends at all.

Accordingly, the foregoing figures in Attachment 5 are stricken sua sponte. If they so desire, the applicants may move for leave to resubmit the figures with the noted infirmities corrected. Any such motion, together with the corrected figures, must be in our hands no later than March 24, 1986.

It is so ORDERED.

FOR THE APPEAL BOARD


Barbara A. Tompkins
Secretary to the
Appeal Board